S.B.Cr.Misc. Bail Application No.5642/2007

(Madan Lal & Ors. Vs. State of Rajasthan)

Date of order : November 19, 2007

HON'BLE MR.H.R.PANWAR,J.

Mr.R.S.Gill, for the petitioners.
Mr.Ashok Upadhyaya, P.P. for the State.

Heard learned counsel for the petitioners and the Public Prosecutor for the State. Perused the order impugned.

It appears from the order impugned that the trial court took the cognizance of the offences and issued process of summoning the petitioners by non-bailable warrant.

Learned counsel for the petitioners submits that non-bailable warrant may be converted into the bailable warrant.

In my view, it would be more appropriate to direct the petitioners to surrender before the trial court and move a regular bail. In this view of the matter, let the petitioners surrender before the trial court on or before 28.11.2007 and move a regular bail. If the petitioners surrender before the

trial court on or before 28.11.2007 and move a regular bail, the trial court shall consider and decide the bail application on the same day.

Till 27.11.2007, the non-bailable warrant issued against the petitioners shall not be executed. However, it is made clear that if the petitioners fail to surrender before the trial court on or before 28.11.2007, it will be open for the trial court to secure their presence by non-bailable warrant.

With these observations, the bail application stands disposed of.

(H.R.PANWAR),J.

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